

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**STUART ELCONIN ROSOFF**

**Plaintiff,**

**v.**

**TIMOTHY LEE YORK,  
et al.,**

**Defendants.**

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**CIVIL ACTION NO. 3:09-CV-2471-O**

**ORDER ACCEPTING FINDINGS AND RECOMMENDATION  
OF THE UNITED STATES MAGISTRATE JUDGE**

After reviewing all relevant matters of record in this case, including the Findings, Conclusions, and Recommendation of the United States Magistrate Judge and any objections thereto, in accordance with 28 U.S.C. § 636(b)(1), the undersigned District Judge is of the opinion that the Findings and Conclusions of the Magistrate Judge are correct and they are accepted as the Findings and Conclusions of the Court.

Accordingly, the Court concludes and **ORDERS** that Plaintiff's claims against Victor Vital should be summarily **DISMISSED** pursuant to 28 U.S.C. § 1915(e)(2).

**SIGNED this 24th day of March, 2010.**

  
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**Reed O'Connor**  
**UNITED STATES DISTRICT JUDGE**